

# STATE OF NEW YORK

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4069--A

2021-2022 Regular Sessions

## IN SENATE

February 2, 2021

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Introduced by Sens. ADDABBO, BORRELLO, BRESLIN, GAUGHRAN, HOYLMAN, MYRIE, PALUMBO, THOMAS -- read twice and ordered printed, and when printed to be committed to the Committee on Veterans, Homeland Security and Military Affairs -- recommitted to the Committee on Veterans, Homeland Security and Military Affairs in accordance with Senate Rule 6, sec. 8 -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the tax law and the state finance law, in relation to gifts for the support of congressional chartered veterans service organizations

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

1 Section 1. The tax law is amended by adding a new section 630-k to  
2 read as follows:

3 § 630-k. Gift to the congressional chartered veterans service organ-  
4 izations fund. Effective for any tax year commencing on or after January  
5 first, two thousand twenty-three, an individual may elect to contribute  
6 to the congressional chartered veterans service organizations fund  
7 created pursuant to section ninety-nine-pp of the state finance law for  
8 the support of congressional chartered veterans service organizations,  
9 who help assist veterans in gaining access to the United States depart-  
10 ment of veterans affairs benefits and the New York state division of  
11 veterans' services benefits they are entitled to. Such contribution  
12 shall be in any whole dollar amount and shall not reduce the amount of  
13 tax owed by such individual. The commissioner shall include space on the  
14 personal income tax return to enable a taxpayer to make such contrib-  
15 ution. Notwithstanding any other provision of law, all revenue collected  
16 pursuant to this section shall be credited to the fund and used only for  
17 the purposes of the congressional chartered veterans service organiza-  
18 tions.

EXPLANATION--Matter in italics (underscored) is new; matter in brackets  
[-] is old law to be omitted.

LBD03403-02-2

1     § 2. The state finance law is amended by adding a new section 99-pp to  
2 read as follows:

3     § 99-pp. Congressional chartered veterans service organizations fund.

4     1. There is hereby created in the joint custody of the state comptroller  
5 and the commissioner of taxation and finance a fund to be known as the  
6 "congressional chartered veterans service organizations fund". Monies in  
7 the fund shall be kept separate from and not commingled with other funds  
8 held in the sole custody of the commissioner of taxation and finance.

9     2. Such fund shall consist of all revenues received by the department  
10 of taxation and finance, pursuant to the provisions of section six  
11 hundred thirty-k of the tax law and all other moneys appropriated, cred-  
12 ited, or transferred thereto from any other fund or source pursuant to  
13 law. Nothing contained herein shall prevent the state from receiving  
14 grants, gifts or bequests for the purposes of the fund as defined in  
15 this section and depositing them into the fund according to law.

16     3. Moneys of the fund may be invested by the state comptroller, and  
17 income from the investments of moneys deposited to this fund pursuant to  
18 section six hundred thirty-k of the tax law shall be credited solely to  
19 this fund.

20     4. Monies of the fund shall, after appropriation by the legislature,  
21 be made available to the division of veterans' services for grants to  
22 congressional chartered veterans service organizations who help assist  
23 veterans in gaining access to the United States department of veterans  
24 affairs benefits and the New York state division of veterans' services  
25 benefits they are entitled to. The New York state director of veterans'  
26 services shall promulgate rules and regulations necessary for the  
27 distribution of such grants.

28     5. To the extent practicable, the director of veterans' services shall  
29 ensure that all moneys received during a fiscal year are expended prior  
30 to the end of that fiscal year.

31     6. On or before the first day of February each year, the comptroller  
32 shall certify to the governor, temporary president of the senate, speak-  
33 er of the assembly, chair of the senate finance committee and chair of  
34 the assembly ways and means committee, the amount of money deposited in  
35 the congressional chartered veterans service organizations fund during  
36 the preceding calendar year as the result of revenue derived pursuant to  
37 section six hundred thirty-k of the tax law and any income generated  
38 from investments of the moneys in the fund in accordance with subdivi-  
39 sion three of this section.

40     7. On or before the first day of February each year, the director of  
41 the division of veterans' services shall provide a written report to  
42 the temporary president of the senate, speaker of the assembly, chair of  
43 the senate finance committee, chair of the assembly ways and means  
44 committee, chair of the senate veterans, homeland security and military  
45 affairs committee, chair of the assembly veterans' affairs committee,  
46 and the public. Such report shall include how the monies of the fund  
47 were utilized during the preceding calendar year and shall include:

48     (a) the amount of money disbursed from the fund;

49     (b) the recipients of awards from the fund;

50     (c) the amount awarded to each recipient;

51     (d) the purposes for which such awards were granted; and

52     (e) a summary financial plan for such monies which shall include esti-  
53 mates of all receipts and all disbursements for the current and succeed-  
54 ing fiscal years, along with the actual results from the prior fiscal  
55 year.

56     § 3. This act shall take effect immediately.